

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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SHAH CAPITAL MANAGEMENT LIMITED, :

Petitioner, :

v. :

CROWE HORWATH LLP; KPMG LLP; :
CHARLES SCHWAB & CO., INC.; :
SHEARMAN & STERLING LLP; TD :
AMERITRADE; FIDELITY INVESTMENTS; :
UBS SECURITIES LLC; UBS AG; CATHAY :
BANK; PAUL HASTINGS LLP; :
MORRISON & FOERSTER LLP; LESTER :
SCHWAB KATZ & DWYER, LLP; :
ANDREW N. BERNSTEIN; PUGLISI & :
ASSOCIATES; THE DEPOSITORY TRUST :
COMPANY; AND CT CORPORATION :
SYSTEM, :

Case No. 17-cv-_____

Respondents.

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DECLARATION OF CRAIG WEINER

I, Craig Weiner, pursuant to 28 U.S.C. § 1746, declare under penalty of perjury under laws of the United States of America that the following is true and correct.

1. I am a partner at Robins Kaplan LLP, attorneys for Petitioner Shah Capital Management Limited (“Shah” or “Petitioner”). I am a member of the bar of the State of New York and this Court. I am fully familiar with the statements herein.

2. Attached hereto as Exhibit A is a form of a proposed order.

3. Attached hereto as Exhibit B is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Crowe Horwath LLP.

4. Attached hereto as Exhibit C is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon KPMG LLP.

5. Attached hereto as Exhibit D is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Charles Schwab & Co., Inc.

6. Attached hereto as Exhibit E is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Shearman & Sterling LLP.

7. Attached hereto as Exhibit F is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon TD Ameritrade.

8. Attached hereto as Exhibit G is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Fidelity Investments.

9. Attached hereto as Exhibit H is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon UBS Securities LLC.

10. Attached hereto as Exhibit I is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon UBS AG.

11. Attached hereto as Exhibit J is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Cathay Bank.

12. Attached hereto as Exhibit K is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Paul Hastings LLP.

13. Attached hereto as Exhibit L is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Morrison & Foerster LLP.

14. Attached hereto as Exhibit M is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Lester Schwab Katz & Dwyer, LLP.

15. Attached hereto as Exhibit N is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Andrew N. Bernstein.

16. Attached hereto as Exhibit O is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon Puglisi & Associates.

17. Attached hereto as Exhibit P is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon The Depository Trust Company.

18. Attached hereto as Exhibit Q is a form of proposed Notice to Produce, which Petitioner respectfully requests permission to serve upon CT Corporation System.

19. Attached hereto as Exhibit R is the Sealed Statement of Claim, dated October 14, 2015, filed with the BVI Court.

20. Attached hereto as Exhibit S is the Judgment in Default of Defence, dated December 1, 2015, filed with the BVI Court.

21. Attached hereto as Exhibit T is the BVI Court's Order, dated January 18, 2016, setting forth the terms of the Judgement, filed with the BVI Court.

22. I declare under penalty of perjury that, to the best of my knowledge, and after reasonable inquiry, the foregoing is true and correct.

Dated: New York, New York,
January 23, 2017



Craig Weiner